

## **EXHIBIT 2**

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**From:** Fuhr, Ed <efuhr@hunton.com>  
**Sent:** Thursday, April 19, 2018 3:28 PM  
**To:** Rubinstein, Javier H.  
**Cc:** Schronce, Johnathon; Danon, Sam; Membiela, Gustavo J.; Hemmingsen, Lucila I. M.; Friedman, Lauren F.; Sanderson, Joseph; Saltarelli, Joe  
**Subject:** RE: In re Application of Antonio del Valle Ruiz, et al., No. 18 Misc. 85 (ER)  
**Attachments:** DOC003.pdf

Attached is a letter response.

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**From:** Rubinstein, Javier H. [mailto:javier.rubinstein@kirkland.com]  
**Sent:** Tuesday, April 17, 2018 3:10 PM  
**To:** Saltarelli, Joe  
**Cc:** Schronce, Johnathon; Danon, Sam; Fuhr, Ed; Membiela, Gustavo J.; Hemmingsen, Lucila I. M.; Friedman, Lauren F.; Sanderson, Joseph  
**Subject:** In re Application of Antonio del Valle Ruiz, et al., No. 18 Misc. 85 (ER)

Joe:

Attached please find a letter of today's date regarding Respondents' submission in the above-referenced matter. I look forward to receiving your prompt reply given the tight briefing schedule. Thanks in advance.

Best regards,

Javier

**Javier H Rubinstein**

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FILE NO: 59498.338

April 18, 2018

**Via E-Mail**

Javier H. Rubenstein  
Kirkland & Ellis LLP  
300 North La Salle  
Chicago, Illinois 60654

Re: *In re Application of Antonio Del Valle Ruiz et al*, No. 1:18-mc-00085-ER (S.D.N.Y.)

Dear Javier:

I am writing in response to your letter dated April 17, 2018 concerning our clients' Memorandum in Opposition to the Petitioners' Section 1782 Petition and, specifically, your request that we provide copies of the applications of Banco Santander, S.A. ("Santander") and Banco Popular Español S.A. ("Popular") to intervene in the proceedings currently pending before the General Court of the European Union. We do not believe these applications have any relevance here. The salient fact is that Santander and Popular have moved to intervene. The certifications and receipts provided already establish those facts.

Additionally, pursuant to Article 20, ¶¶ 2–3 of the Statute of the Court of Justice, both Santander and Popular are restricted from disclosing the applications without leave of the General Court. In other words, under EU law, there is a "presumption that disclosure of those pleadings would undermine court proceedings." API/Comission (C-514/07 P, C-528/07 P and C-532/07 P) ¶ 102. With that said, your clients are free to seek leave from the General Court for disclosure of the applications. My client will not oppose such a request.

Very truly yours,



Samuel A. Danon